

ORIGINAL

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

NEW YORK STATE DEPARTMENT OF  
ECONOMIC DEVELOPMENT f/k/a  
THE NEW YORK STATE DEPARTMENT  
OF COMMERCE ECONOMIC DEVELOPMENT,  
an official agency within the administrative offices of  
the State of New York

Plaintiff,

-against-

MICHAEL NNAMDI STEWART,  
an individual and MOSAYK, INC.,  
a North Carolina Corporation.

Defendants.

SUMMONS IN A CIVIL CASE  
CASE NUMBER:

07 CV 3786

Judge Berman

TO: MICHAEL NNAMDI STEWART 4649 Vendue Range Drive, Raleigh, North Carolina. 27604  
MOSAYK, INC., 4649 Vendue Range Drive, Raleigh, North Carolina 27604

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY

G. Roxanne Elings, Esq.  
David Saenz, Esq.  
Greenberg Traurig LLP  
Metlife Building  
200 Park Avenue - 34<sup>th</sup> Floor  
New York, New York 10166  
(212) 801-9200  
(212) 801-6400

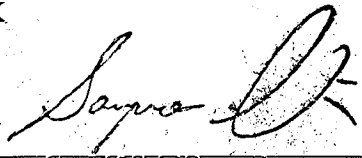
an answer to the Complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MAY 14 2007

**J. MICHAEL McMAHON**

CLERK

DATE



(BY) DEPUTY CLERK.

AO 440 (Rev. 10/93) Summons in a Civil Action - SDNY WEB 4/99

**RETURN OF SERVICE**Service of the Summons and Complaint was made by me<sup>1</sup>

DATE

NAME OF SERVER (*PRINT*)

TITLE

Check one box below to indicate appropriate method of Service

☐ Served personally upon the defendant. Place where served: \_\_\_\_\_☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of Person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_☐ Other (*specify*): \_\_\_\_\_**STATEMENT OF SERVICE FEES**

TRAVEL

SERVICES

TOTAL

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Address of Server

<sup>1</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.